

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JAY BRODSKY,

Plaintiff,

-against-

ORDER

17-CV-5529(JS) (AYS)

J.P. MORGAN CHASE & COMPANY,  
BROADSPIRE, NATIONAL UNION FIRE  
INSURANCE COMPANY OF PITTSBURGH,

Defendants.

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APPEARANCES

For Plaintiff: Jay Brodsky, pro se  
240 East Shore Road, Apt. 444  
Great Neck, New York 11023

For Defendants: Lindsay J. Kalick, Esq.  
Craig T. Ellman, Esq.  
Wilson, Elser Moskowitz, Edelman & Dicker LLP  
1133 Westchester Avenue  
West Harrison, New York 10604

SEYBERT, District Judge:

By Memorandum and Order dated May 31, 2019 (the "M&O"), the Court ordered pro se plaintiff Jay Brodsky ("Plaintiff") to remit the \$400.00 filing fee within thirty (30) days from the date of the M&O. The M&O warned that, "[i]f Plaintiff does not remit the filing fee within such time, absent a showing of good cause, the Court shall dismiss the Complaint with prejudice and judgment shall enter." (M&O at 2.) To date, Plaintiff has not remitted the filing fee, nor has he otherwise communicated with the Court. Accordingly, for the reasons set forth in the M&O, given Plaintiff's failure to remit the filing fee, the Complaint is

DISMISSED WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 41(b) .

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore in forma pauperis status is DENIED for the purpose of any appeal. See Coppedge v. United States, 369 U.S. 438, 444-45, 82 S. Ct. 917, 8 L. Ed. 2d 21 (1962) .

The Clerk of the Court is directed to enter judgment, mark this case CLOSED, and mail a copy of this Order to pro se Plaintiff.

SO ORDERED.

/s/ JOANNA SEYBERT  
Joanna Seybert, U.S.D.J.

Dated: July 18, 2019  
Central Islip, New York